



Kentucky Board of Medical Licensure Newsletter

Hurstbourne Office Park, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222

Fall 2001

Danny M. Clark, M.D., President

Physician Profile/KBML Web Site Update

As mentioned in the spring newsletter, the Board is in the process of developing a physician profile system for its web site at www.state.ky.us/agencies/kbml. As part of this process, the Board mailed each physician holding a current Kentucky license a copy of their profile. This provided each physician an opportunity to review and make factual changes to the information that will be published on the web site. It is anticipated that the physician profile will be on the Board's web site by the end of the year. If you have not returned your profile that was mailed on August 1, 2001, please do so. Also, for any future changes you may use the "Change of Address Form" included in each newsletter.

Physician Assistant Update

The Board at its September 20 meeting approved recommendations for changes in the scope of practice of physician assistants and will work with the Kentucky Medical Association (KMA) to enact legislation during the 2002 General Assembly that:

1. Reestablishes the requirement that medical services or procedures delegated to a physician assistant (PA) be within the scope of practice of the supervising physician;
2. Forbids independent practice by physician assistants; and
3. Requires the Kentucky Board of Medical Licensure to promulgate administrative regulations which:
 - a. Establish an application procedure whereby a physician seeking supervisory privileges regarding a PA must submit to the Board, for its approval, a utilization plan outlining the range and scope of services to be provided by the PA and demonstrating that these services or procedures are among those for which the PA received training in an accredited educational program or for which the physician assistant has acquired satisfactory knowledge and experience under physician supervision; and
 - b. Require; prior to the PA performing any service or procedure beyond those authorized under the utilization plan, that the supervising physician gain the Board's approval of a supplemental plan which delineates the additional service or procedure, stipulates the level of supervision involved, describes the education, training and experience of the PA, and identifies the location where the service or procedure will be provided (i.e., hospital, physician office, ambulatory surgery center, etc.). The credentialing approved by an accredited hospital medical staff (e.g., JCAHO) may be adequate documentation information for the supplemental utilization plan.

The Board would also like to make all supervising physicians aware that according to 201 KAR 9:175, Section 8(12), "A supervising physician shall notify the Board within three (3) business days if the supervising physician ceases to employ or supervise a physician assistant." The Board requires an application to supervise a physician assistant be completed and approval granted before any physician assistant may begin employment under a supervising physician.

Final Disciplinary Actions

Dennis J. Adams, M.D., #25174, McCracken Co.

Agreed Order of Surrender entered into 08-23-01.

Patrick L. Burba, M.D., #29358, Jefferson Co.

Agreed Order of Indefinite Restriction entered into 08-24-01. Terms and conditions set forth in Order.

James W. Dunn, M.D., #15027, Taylor Co.

Agreed Order of Surrender entered into 06-28-01. License surrendered in lieu of revocation.

Charles D. Franks, M.D., #15494, Trigg Co.

Agreed Order of Surrender dated 07-26-01. License surrendered in lieu of revocation.

Kenneth L. Jones, M.D., #31427, Johnson Co.

Order Denying Petition for Reinstatement issued 09-06-01.

Liza Levy, M.D., #20789, Bourbon Co.

Amended Order Amending Agreed Order of Probation dated 08-21-01. Terms and conditions set forth in Order.

Lawrence Nessman, D.O., #00995, Wayne, NJ.

Order Denying Application for Reregistration issued 08-21-01.

Thomas E. Nogueira, M.D., #33054, Terre Haute, IN

License suspended 07-02-01 based on his failure to complete continuing medical education as required by 201 KAR 9:310. License shall remain suspended until such time as the licensee submits verifiable evidence indicating completion of the CME requirements.

Scott R. Partyka, M.D., #31855, San Antonio, TX.

Order Terminating Agreed Order of Probation entered 08-06-01.

Douglas H. Rank, M.D., #27590, Cincinnati, OH.

Agreed Order of Indefinite Restriction entered into 09-17-01. Terms and conditions set forth in order.

Nibar K. Sarkar, M.D., #18195, Cincinnati, OH

Previously reported for licensure suspension based on failure to complete continuing medical education as required by 201 KAR 9:310. License reinstated effective 08-15-01 based on providing verifiable evidence of completion of the CME requirement.

Saquist B. Sayed, M.D., #31634, Perry Co.

Agreed Order of Permanent Surrender entered into 07-26-01.

Michael L. Sobel, D.O., #02110, Madison Co.

Previously reported for licensure suspension based on failure to complete continuing medical education as required by 201 KAR 9:310. License reinstated effective 07-25-01 based on providing verifiable evidence of completion of the CME requirement.

Steven E. Thomas, M.D., #31970, Jefferson Co.

Order Terminating Probation; Order Amending Agreed Order of Indefinite Restriction entered 08-24-01. Terms and conditions set forth in order.

Dennis A. Ulrich, M.D., #19629, Laurel Co.

Order Terminating Agreed Order issued 09-06-01.

2001 Medical Directory Available

The 2001 Kentucky Medical Directory is now available. This publication is available in two volumes. Volume I is an alphabetical listing of all physicians currently registered in Kentucky and Volume II is a listing by county. Each volume contains the physician's name, practice address, office telephone number if available, license number and specialty based on information provided by the physician. The cost of each publication is \$15.90 (includes KY sales tax) plus an additional \$4.00 shipping and handling charge for each volume ordered. To order your copy, please send your request with a check for the proper amount to the Board's office.

Election of Officers

At the September meeting, the Board elected officers for the coming year. Danny M. Clark, M.D., of Somerset was reelected as President, Preston P. Nunnally, M.D., of Lexington was reelected as Vice President and Kathie E. Grisham, Esq., of Covington was reelected as Secretary.

KBML 2001 Annual Report

The annual report for fiscal year ending June 30, 2001 has been filed with the Governor's Office and is available on the Board's web site at www.state.ky.us/agencies/kbml.

2002 Renewal of Medical License

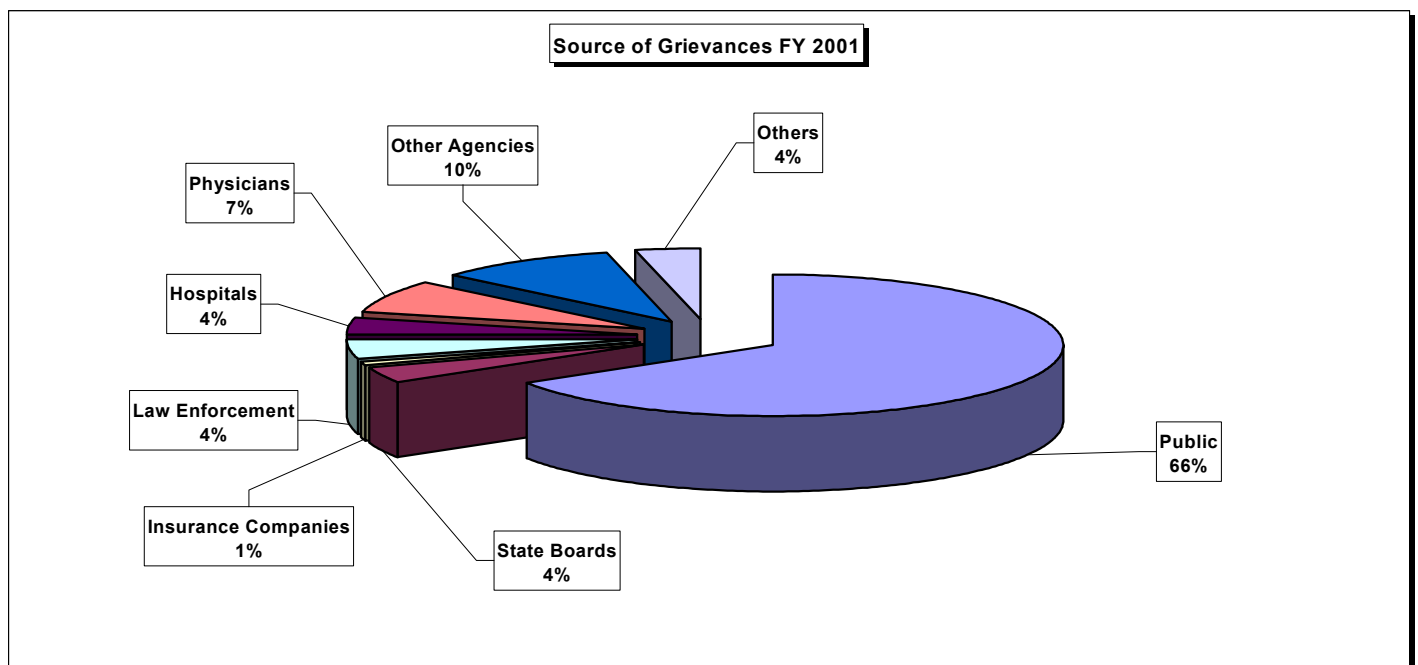
Annual renewal forms for 2002 renewal of medical/osteopathic licenses will be mailed in December. Failure to renew your license prior to the April 1, 2002 deadline will cause your license to automatically become inactive and subsequent practice in Kentucky will be considered the unauthorized practice of medicine or osteopathy. The \$125.00 renewal fee is due by March 1, 2002. Late renewal after March 1, but before April 1 may be made by an additional \$50.00 penalty fee. Anyone renewing after the April 1 deadline will be imposed an additional \$100.00 penalty fee.

Each year all physicians who wish to maintain their Kentucky medical/osteopathic license are required to complete a renewal application. The application instructs the applicant to answer a series of questions pertaining to a number of topics, including criminal convictions, disciplinary actions, drug and alcohol problems, etc. When completing the application, the physician should be mindful of the following points:

1. The instructions on the application direct the applicant to disclose information about events that have occurred since last applying to renew their medical license. In most cases applicants need only to provide information about events that occurred in the past year. It is not necessary to report events that have been previously reported.
2. Each time an applicant answers "yes" to a question on the application, he or she is required to submit an explanation of the circumstances that gave rise to that disclosure. The Board and/or its staff review the information provided in the application. In most cases submitting a "yes" answer will not result in any disciplinary action against the applicants license. It is much more likely that failure to accurately answer will result in action against the physician's license.
3. Some information on the renewal form is confidential. The information contained on the first two pages of the renewal application is considered public information. Answers to questions may be considered by the Board and may be disclosed in any contested case proceeding, including a Show Cause proceeding, or an appeal of a licensing decision based upon them. The questions pertaining to drug and alcohol abuse and to physician and medical issues comply with the American With Disabilities Act.

Source of Grievances

During the past year 227 grievances were received against physicians practicing in the state. Listed below is a chart containing the percentages of each source from which the grievances were registered with this office.



Please Note: The information that you provide on this Change of Address Notice will be used to update your profile on the Board's web site at www.state.ky.us/agencies/kbml/.

Kentucky Board of Medical Licensure Status Report FY 2000/2001

Meetings Held

| | |
|--|----|
| Board of Medical Licensure | 4 |
| Inquiry/Hearing Panels | 11 |
| Physician Assistant Advisory Committee | 4 |
| State Council on Athletic Trainers | 4 |

Services Provided

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|---|-------|
| Physicians Registered In State | 8,628 |
| Physicians Registered Out of State | 3,238 |
| Applications for Licensure Reviewed | 1,211 |
| New Medical Licenses Issued | 842 |
| New Osteopathic Licenses Issued | 60 |
| Temporary Permits Issued | 801 |
| Fellowship Training Limited Licenses | 17 |
| Institutional Practice Limited Licenses | 47 |
| Residency Training Licenses | 20 |
| Limited Licenses Renewed | 18 |
| Applications Denied | 4 |
| Active Physician Assistants Certified | 530 |
| New Physician Assistants Certified | 72 |
| Active Athletic Trainers Certified | 233 |
| New Athletic Trainers Certified | 33 |

Disposition of Grievances and Disciplinary Actions Taken

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|------------------------------------|-----|
| Grievances Received | 227 |
| Grievances Reviewed | 184 |
| Grievances Investigated | 123 |
| Grievances Pending | 136 |
| Malpractice Cases Reviewed | 31 |
| Disciplinary Proceedings Initiated | 30 |
| Complaints Issued | 22 |
| Emergency Orders of Suspension | 9 |
| Emergency Orders of Restriction | 4 |
| Disciplinary Hearings Held | 6 |
| Licenses Probated | 9 |
| Revoked | 10 |
| Suspended | 1 |
| Restricted | 10 |
| Surrendered | 19 |
| Letters of Agreement | 6 |

Current Orders and Agreements

| | |
|----------------------|----|
| Probation Orders | 32 |
| Supervision Orders | 51 |
| Letters of Agreement | 17 |